



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application: John Hathaway et al.

Group Art Unit: 3727

Serial No.: 09/800,793

Examiner: Hylton, Robin A.

Filing Date: March 7, 2001

Docket No.: MDYNE/K022  
(formerly) 940-3079-U

Title: A Closure Having An Annular Sealing Band For Preventing Leakage Due  
to Part Line Flash or Surface Mismatch

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Dear Sir:

I hereby certify that these papers are being deposited with the United States Postal Service with sufficient postage as first class mail on the date below and in an envelope addressed to: Mail Stop: RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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Pat Simpson  
(Signature)

Documents deposited:

1. RCE Transmittal (1 page)
2. Arguments in Support of Allowance of All Claims
3. Information Disclosure Statement, PTO-1449 form and accompanying references
4. Check for \$770.00



14/73  
K. Carty  
10/24/03

PATENT APPLICATION

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**ARGUMENTS IN SUPPORT OF ALLOWANCE OF ALL CLAIMS**

Dear Sir:

In response to a Final Office Action dated July 3, 2003, Applicants filed a Request for Reconsideration on September 3, 2003, providing amendments to the claims in the form of minor grammatical corrections and providing argument as to the inappropriateness of the rejection and request for reconsideration of the finality of the action. In an Advisory Action dated September 12, 2003, the Examiner indicated that the amendment will be entered for purposes of Appeal, but did not indicate by checking Box 5 on Form PTOL-303 that the Request for Reconsideration had been considered.

As a result, Applicants hereby submit this Request for Continued Examination and resubmit arguments in support of allowance for the Examiner's consideration. The issue in this case appears to have been narrowed to the appropriateness of Williams as a §102 reference teaching all the claim limitations of currently pending claims 9, 10, and

12 and as to the appropriateness of Williams as a §103 reference with inherently disclosed features directed to currently pending claims 3-8, 13, and 14. The amendments previously provided in the Request for Reconsideration are provided again herein. Further, additional grammatical or typographical corrections are made to the claims.

Included with this RCE and Arguments in Support of Allowance, Applicants further submit and Information Disclosure Statement for the Examiner's consideration. It is respectfully requested that the Examiner study each of the identified references and appropriately mark Form-PTO-1449 indicating such and return a copy to Applicants.

In light of the comments below, Applicants respectfully request that the Examiner withdraw the outstanding claim rejections and indicate all claims as allowable. Should the Examiner have any questions or comments regarding this case, the Examiner is encouraged to call undersigned counsel at their convenience.

No fees in addition to the RCE filing fee appear required. If any additional fees are due regarding the filing of this RCE, please charge such required fees to our Deposit Account No. 13-0265.